

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Seiya SHIMIZU

Serial No. 10/686,720

Group Art Unit: 2623

Confirmation No. 8797

Filed: October 17, 2003

Examiner: Jason Thomas

For: PLAYBACK APPARATUS AND PLAYBACK METHOD

COMMUNICATION

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This is a communication in regards to the Office Action mailed February 21, 2008. The Examiner made note in his Conclusion that the prior art made of record and not relied upon is considered pertinent to applicant's disclosure (U.S. Patent No. 5,881,245, issued to Thomson and U.S. Patent No. 6,018,765, issued to Durana et al.). Therefore it is respectfully requested that the Examiner return a Form PTO-892 identifying the prior art referenced in the Conclusion of the Office Action.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 09/19/08

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